



Docket No. 02280.002770
Date: October 12, 2004

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: Thomas Collins et al.

Application No.: 09/919,961

For: METHOD FOR DECORATING EDIBLE SUBSTRATES WITH PELLET SHAPED CANDY
PIECES

Filed: August 2, 2001

Group Art Unit: 1761

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first-class mail in an envelope addressed
to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-
1450 on

October 12, 2004
(Date of Deposit)

Raymond R. Mandra
(Name of Attorney for Applicant)


Signature

October 8, 2004
Date of Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences
from the decision dated April 9, 2004 of the Primary Examiner finally rejecting claims 1,
5-16 and 18-22.

The item(s) checked below are appropriate.

1. ☒ A Petition for a three month extension of time to respond to the final
rejection, together with the \$980.00 extension fee under 37 C.F.R. §1.17, is filed today.
2. ☐ A Petition for an additional ____ month extension of time to take further
action, together with the \$____ extension fee under 37 C.F.R. §1.17, was filed on ____
3. ☒ Fee \$340.00

10/19/2004 JADD01 00000069 09919961

02 FC:1401

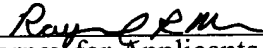
340.00 OP

- ☐ Fee \$170.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
- ☒ Enclosed
- ☐ Not required (fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.

5. ☒ Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicants
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